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**BEFORE THE
BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

MOLLY MEIRING
a.k.a. Molly Ellen Meiring
229 Southeast 4th Avenue
Delray Beach, FL 33483

Registered Nurse License No. 606645

RESPONDENT

Case No. 2012-405

DEFAULT DECISION AND ORDER

[Gov. Code, §11520]

FINDINGS OF FACT

1. On or about December 28, 2011, Complainant Louise R. Bailey, M.Ed.,RN, in her official capacity as the Executive Officer of the Board of Registered Nursing, Department of Consumer Affairs, filed Accusation No. 2012-405 against Molly Meiring (Respondent) before the Board of Registered Nursing. (Accusation attached as Exhibit A.)

2. On or about September 18, 2002, the Board of Registered Nursing (Board) issued Registered Nurse License No. 606645 to Respondent. The Registered Nurse License was in full force and effect at all times relevant to the charges brought herein and expired on May 31, 2006 and has not been renewed.

3. On or about December 28, 2011, Respondent was served by Certified and First Class Mail copies of the Accusation No. 2012-405, Statement to Respondent, Notice of Defense, Request for Discovery, and Government Code sections 11507.5, 11507.6, and 11507.7 to Respondent's address of record which, pursuant to Business and Professions Code section 136 and/Title 16, California Code of Regulation, section 1409.1, is required to be reported and maintained with the Board, which was and is:

229 Southeast 4th Avenue

Delray Beach, FL 33483.

1 4. Service of the Accusation was effective as a matter of law under the provisions of
2 Government Code section 11505, subdivision (c) and/or Business & Professions Code section
3 124.

4 5. On or about January 26, 2012, the Certified Mail documents were returned and
5 marked by the U.S. Postal Service, "Unclaimed." The address on the documents was the same as
6 the address on file with the Board. Respondent failed to maintain an updated address with the
7 Board and the Board has made attempts to serve the Respondent at the address on file.
8 Respondent has not made herself available for service and therefore, has not availed herself of her
9 right to file a notice of defense and appear at hearing.

10 6. Business and Professions Code section 2764 states:

11 The lapsing or suspension of a license by operation of law or by order or decision of
12 the board or a court of law, or the voluntary surrender of a license by a licensee shall not deprive
13 the board of jurisdiction to proceed with an investigation of or action or disciplinary proceeding
14 against such license, or to render a decision suspending or revoking such license.

15 7. Government Code section 11506 states, in pertinent part:

16 (c) The respondent shall be entitled to a hearing on the merits if the respondent files a
17 notice of defense, and the notice shall be deemed a specific denial of all parts of the accusation
18 not expressly admitted. Failure to file a notice of defense shall constitute a waiver of respondent's
19 right to a hearing, but the agency in its discretion may nevertheless grant a hearing.

20 8. Respondent failed to file a Notice of Defense within 15 days after service of
21 the Accusation upon her, and therefore waived her right to a hearing on the merits of Accusation
22 No. 2012-405.

23 9. California Government Code section 11520 states, in pertinent part:

24 (a) If the respondent either fails to file a notice of defense or to appear at the hearing, the
25 agency may take action based upon the respondent's express admissions or upon other evidence
26 and affidavits may be used as evidence without any notice to respondent.

27 10. Pursuant to its authority under Government Code section 11520, the Board after
28 having reviewed the proof of service dated December 28, 2011, signed by Aaron Hanson, and the

1 returned envelope finds Respondent is in default. The Board will take action without further
2 hearing and, based on Accusation No. 2012-405 and the documents contained in Default Decision
3 Investigatory Evidence Packet in this matter which includes:

4 Exhibit 1: Pleadings offered for jurisdictional purposes; Accusation No. 2012-405,
5 Statement to Respondent, Notice of Defense (two blank copies), Request
6 for Discovery and Discovery Statutes (Government Code sections
7 11507.5, 11507.6 and 11507.7), proof of service; and if applicable, mail
8 receipt or copy of returned mail envelopes;

9 Exhibit 2: License History Certification for Molly Meiring, Registered Nurse
10 License No. 606645;

11 Exhibit 3: Out of State Discipline (Florida Board of Nursing);

12 Exhibit 4: Declaration of costs by Office of the Attorney General for prosecution of
13 Case No. 2012-405.

14 The Board finds that the charges and allegations in Accusation No. 2012-405 are separately and
15 severally true and correct by clear and convincing evidence.

16 11. Taking official notice of Certification of Board Costs and the Declaration of Costs by
17 the Office of the Attorney General contained in the Default Decision Investigatory Evidence
18 Packet, pursuant to the Business and Professions Code section 125.3, it is hereby determined that
19 the reasonable costs for Investigation and Enforcement in connection with the Accusation are
20 \$817.50 as of February 7, 2012.

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DETERMINATION OF ISSUES

1. Based on the foregoing findings of fact, Respondent Molly Meiring has subjected her following license(s) to discipline:

a. Registered Nurse License No. 606645

2. The agency has jurisdiction to adjudicate this case by default.

3. The Board of Registered Nursing is authorized to revoke Respondent's license(s) based upon the following violations alleged in the Accusation, which are supported by the evidence contained in the Default Decision Investigatory Evidence Packet in this case.

a. Violation of Business and Professions Code section 2761(a)(4) - Disciplinary action by another State Board of Nursing.

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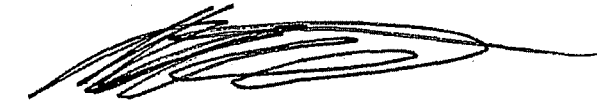
ORDER

IT IS SO ORDERED that Registered Nurse License No. 606645, heretofore issued to Respondent Molly Meiring, is revoked.

Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a written motion requesting that the Decision be vacated and stating the grounds relied on within seven (7) days after service of the Decision on Respondent. The agency in its discretion may vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

This Decision shall become effective on August 3, 2012.

It is so ORDERED July 5, 2012.



Board of Registered Nursing
Department of Consumer Affairs
State of California

Attachment:

Exhibit A: Accusation No. 2012-405

Exhibit A

Accusation No. 2012-405

1 KAMALA D. HARRIS
Attorney General of California
2 FRANK H. PACOE
Supervising Deputy Attorney General
3 LESLIE E. BRAST
Deputy Attorney General
4 State Bar No. 203296
455 Golden Gate Avenue, Suite 11000
5 San Francisco, CA 94102-7004
Telephone: (415) 703-5548
6 Facsimile: (415) 703-5480
Attorneys for Complainant

7
8 LYDIA ZANE, Senior Legal Analyst
Telephone: (415) 703-5573
9 Facsimile: (415) 703-5480

10 **BEFORE THE**
BOARD OF REGISTERED NURSING
11 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

12
13 In the Matter of the Accusation Against:

Case No. **2012-405**

14 **MOLLY MEIRING**
a.k.a. **MOLLY ELLEN MEIRING**
15 **229 Southeast 4th Avenue**
16 **Delray Beach, FL 33483**

A C C U S A T I O N

17 **Registered Nurse License No. 606645**

18 Respondent.

19
20 Complainant alleges:

21 **PARTIES.**

22 1. Louise R. Bailey, M.Ed., RN (Complainant), brings this Accusation solely in her
23 official capacity as the Executive Officer of the Board of Registered Nursing, Department of
24 Consumer Affairs.

25 2. On or about September 18, 2002, the Board of Registered Nursing issued Registered
26 Nurse License, Number 606645 to Molly Meiring, a.k.a. Molly Ellen Meiring (Respondent). The
27 Registered Nurse License expired on May 31, 2006, and has not been renewed.

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CAUSE FOR DISCIPLINE

(Unprofessional Conduct - Out of State Discipline)

(Bus. & Prof. Section 2761, subd. (a)(4))

8. Respondent is subject to disciplinary action under Code section 2761, subdivision (a)(4), in that on or about August 25, 2010, in a disciplinary matter before the State of Florida Board of Nursing (Florida Board), in the matter entitled *Department of Health vs. Molly Ellen Meiring*, Case No. 2009-19279, License No. RN9240600, the Florida Board entered a Final Order permanently revoking Respondent's license to practice professional nursing in the State of Florida, as follows:

a. On or about February 12, 2010, the Office of the State Surgeon General, Department of Health Services Prosecution Services Unit, filed an administrative complaint against Respondent alleging multiple instances wherein Respondent was unable to practice nursing with reasonable skill and safety due to polysubstance dependence with refusal to participate in treatment. Respondent failed to be present at the administrative proceeding regarding the allegations of the administrative complaint and failed to appeal the Board's subsequent Final Order.

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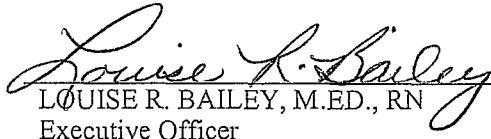
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PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

1. Revoking or suspending Registered Nurse License Number 606645, issued to Molly Ellen Meiring;
2. Ordering Molly Ellen Meiring to pay the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3;
3. Taking such other and further action as deemed necessary and proper.

DATED: December 28, 2011


LOUISE R. BAILEY, M.ED., RN
Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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